

MAY 06 2005

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To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: May 6, 2005

Number of Pages: Cover + 16

Attn: MAIL STOP AMENDMENT

FAX NO.: (703) 872-9306

From: Micah P. Goldsmith, Esq.
Reg. No. 43,638

Re: U.S. Patent Application Serial No.:
10/707,834
Filing Date: January 15, 2004
Title: VIDEO RECORDER HAVING
USER EXTENDED AND
AUTOMATICALLY EXTENDED TIME
SLOTS
Confirmation No.: 1833
Art Unit: 2616
Inventor: Jim Bumgardner et al.
Attorney Docket No.:
PD 1321.02 US

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May 6, 2005

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Commissioner for Patents
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VIA FACSIMILE

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30439

PATENT TRADEMARK OFFICE

RE: U.S. Patent Application Serial No.: 10/707,834
Filed: January 15, 2004
Entitled: VIDEO RECORDER HAVING USER EXTENDED AND
AUTOMATICALLY EXTENDED TIME SLOTS
Confirmation No.: 1833
Inventor: Jim Bumgardner, et al.
Our File No.: PD 1321.02 US

Dear Sir:

Enclosed for filing in the above-referenced application are the following documents:

1. Transmittal Form;
2. Patent Application Fee Determination Record;
3. Amendment Transmittal Letter;
4. Amendment and Response to Office Action (Pages 1-12);
5. Cover Letter; and
6. Certificate of Facsimile Transmission, dated May 6, 2005.

Very truly yours,

DISCOVISION ASSOCIATES

A handwritten signature in black ink, appearing to read 'Micah P. Goldsmith'.

Micah P. Goldsmith, Reg. No., 43,638
Patent Prosecution Attorney
INTELLECTUAL PROPERTY DEVELOPMENT

MG:bp
Enclosures

P:\ABG\PPDPDT\1321\02\ptocvrltr_102.doc

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May 6, 2005 (Date)	Bac-Ha Phan (Type or print name)
A handwritten signature in black ink, appearing to read 'Bac-Ha Phan'. (Signature)	

PTO/SB/21 (09-04)

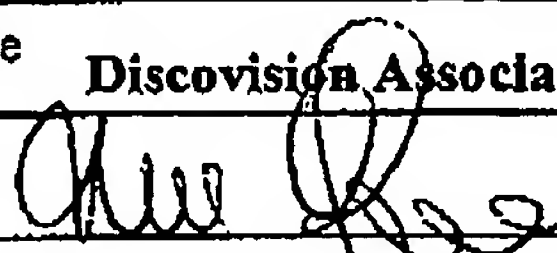
Approved for use through 07/31/2006. OMB 0651-0031

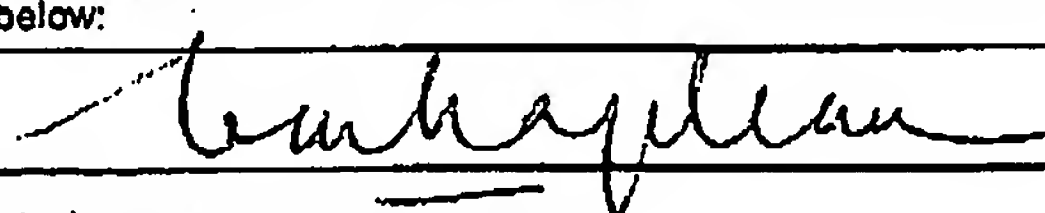
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/707,834
	Filing Date	January 15, 2004
	First Named Inventor	Jim Bumgardner
	Art Unit	2616
	Examiner Name	VENT, Jamie J.
Total Number of Pages in This Submission	Attorney Docket Number	PD 1321.02 US

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): See Remarks _____ _____ _____
Remarks Cover Letter ; Patent Application Fee Determination in Record; Amendment Transmittal Letter; Communication; and Certificate of Facsimile dated May 6, 2005		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm Name	Discovision Associates - Intellectual Property Department
Signature	
Printed name	Micah P. Goldsmith
Date	May 6, 2005
Reg. No.	43,638

CERTIFICATE OF TRANSMISSION/MAILING		
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Signature		
Typed or printed name	Bac-Ha Phan	Date May 6, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PD 1321.02 US

PTO/SB/06 (12-04)

Approved for use through 7/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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PATENT APPLICATION FEE DETERMINATION RECORD						Application or Docket Number		
Substitute for Form PTO-875						10/707,834		
APPLICATION AS FILED - PART I								
		(Column 1)	(Column 2)		SMALL ENTITY		OR OTHER THAN SMALL ENTITY	
FOR	NUMBER FILED	NUMBER EXTRA		RATE (\$)	FEE (\$)	RATE (\$)	FEE (\$)	
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A		N/A		N/A		
SEARCH FEE (37 CFR 1.16(k), (l), or (m))	N/A	N/A		N/A		N/A		
EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A		N/A		N/A		
TOTAL CLAIMS (37 CFR 1.16(i))	21	minus 20 = 1		x =		x \$18 =	\$18.00	
INDEPENDENT CLAIMS (37 CFR 1.16(h))	3	minus 3 = 0		x =		x \$86 =	\$0.00	
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))						N/A		
* If the difference in column 1 is less than zero, enter "0" in column 2.						TOTAL	\$18.00	
APPLICATION AS AMENDED - PART II								
		(Column 1)	(Column 2)	(Column 3)	SMALL ENTITY		OR OTHER THAN SMALL ENTITY	
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)	RATE (\$)	ADDITIONAL FEE (\$)
	Total (37 CFR 1.16(i))	21	Minus	21	= 0		x =	\$0.00
	Independent (37 CFR 1.16(h))	3	Minus	3	= 0		x =	\$0.00
	Application Size Fee (37 CFR 1.16(s))							
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))				N/A		N/A	
					TOTAL ADD'L FEE		TOTAL ADD'L FEE	\$0.00
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)	RATE (\$)	ADDITIONAL FEE (\$)
	Total (37 CFR 1.16(i))	7	Minus	21	= 0		x \$50 =	\$0.00
	Independent (37 CFR 1.16(h))	6	Minus	3	= 3		x \$200 =	\$600.00
	Application Size Fee (37 CFR 1.16(s))							
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))				N/A		N/A	
					TOTAL ADD'L FEE		TOTAL ADD'L FEE	\$600.00
<p>* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.</p> <p>** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".</p> <p>*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".</p> <p>The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.</p>								

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer Patent and Trademark Office, Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

AMENDMENT TRANSMITTAL LETTER					Attorney Docket No.: PD 1321.02 US Confirmation No.: 1833		
SERIAL NO.: 10/707,834		FILING DATE: January 15, 2004		EXAMINER: VENT, Jamie J.		Group Art Unit: 2616	
INVENTION: VIDEO RECORDER HAVING USER EXTENDED AND AUTOMATICALLY EXTENDED TIME SLOTS							
TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS: Transmitted herewith is an amendment in the above-identified application. The fee has been calculated as shown below.							
CLAIMS AS AMENDED							Large Entity
(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest No. Previously Paid for	(5) No. of Extra Claims Present	(6) RATE	(7) FEE CODES	(8) ADDITIONAL FEE
Total Claims	* 7	Minus	** 21 =	0	X \$50	1202	= 0
Indep. Claims	* 6	Minus	*** 3 =	8	X \$200	1201	= \$600.00
Multiple Dep. Claims	0	Minus	0	0	X \$360	1203	= 0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$600.00	
<p>* If the entry in column 2 is less than the entry in column 4, write "0" in column 5.</p> <p>** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.</p> <p>*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.</p> <p>() No additional fee is required.</p> <p>() A check in amount of \$_____00 is attached.</p> <p>(X) Please charge any additional fees or credit overpayment to Deposit Account No. <u>04-1175</u>. The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 04-1175.</p> <p style="padding-left: 40px;">(X) Any patent application processing fees under 37 CFR 1.17.</p> <p style="padding-left: 40px;">(X) Any filing fees under 37 CFR 1.16 for presentation of extra claims.</p> <p style="margin-top: 20px;">Date: <u>May 6, 2005</u></p> <div style="text-align: right; margin-top: 10px;"> Micah P. Goldsmith Registration No. 43,638 DISCOVISION ASSOCIATES INTELLECTUAL PROPERTY DEVELOPMENT P.O. Box 19616 - Irvine, California 92623 Phone: (949) 660-5000 </div>							

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MAY 06 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jim Bumgardner, et al.

Application No.: 10/707,834

Filed: January 15, 2004

For: VIDEO RECORDER HAVING USER
EXTENDED AND AUTOMATICALLY
EXTENDED TIME SLOTS

Examiner: Vent, Jamie J.

Art Group: 2616

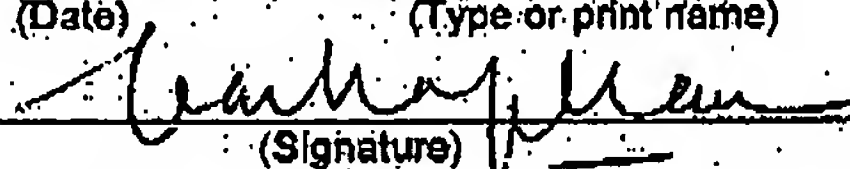
Confirmation No.: 1833

Docket No.: PD 1321.02 US

AMENDMENT AND RESPONSE TO THE OFFICE ACTION

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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May 5, 2005 (Date)	Bac-Ha-Phan (Type or print name)
 (Signature)	

In response to the outstanding Non-Final Office Action mailed March 24, 2005, please amend the above-identified Application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.

05/09/2005 JBALINAN 00000046 041175 10707834

01 FC:1201 600.00 DA